

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F028711 People v. Jones

The judgment is modified to strike the enhancement imposed under section 12022.5 pursuant to the jury's finding that defendant personally used a firearm in violating section 246.3 and section 12034. The trial court shall prepare an amended abstract of judgment reflecting this modification and forward it to the appropriate authorities. As modified, the judgment is affirmed. Wiseman, J.

We concur: Vartabedian, Acting P.J.; Harris, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030357 Sam Wilks v. City of Atwater, et al.

The judgments are reversed. Vartabedian, J.

We concur: Ardaiz, P.J.; Buckley, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030402 People v. Fernandez

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F027090 People v. Acevedo, et al.

The judgment of each defendant is affirmed. Vartabedian, Acting P.J.

We concur: Harris, J.; Buckley, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F028211 F. Marlene Maxwell, et al. v. Bruce Sons

The judgment as to liability is affirmed. The judgment as to damages is reversed and the matter remanded to the trial court for further proceedings consistent with this opinion. Each party shall bear his or their own costs on appeal. Jones, Pro Tem J.

We concur: Vartabedian, Acting P.J.; Harris, J.

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**F033139 Douglas D. v. The Superior Court Of Fresno County; Fresno County
Department Of Children And Family Services**

There having been no petition filed in the above-entitled matter, the
cause is dismissed.

F031100 People v. Rodriguez

Counsel having failed to request oral argument in the above-entitled
case, oral argument is deemed waived in accordance with the
provisions of a notice heretofore mailed to counsel and the cause is

F031576 People v. Noblin, Jr.

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F031645 People v. Dearing

F033206 Michael Dearing v. Superior Court, County of Tulare; The People RPI

On its own motion and after notice to the parties, the court orders
the captioned matters consolidated for purposes of decision.

F032715 People v. Pruneda

No brief having been filed by appellant after notice duly given under
rule 17(c) of the California Rules of Court, IT IS HEREBY
ORDERED that the appeal in the above-entitled action is dismissed.